

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 8990

IN THE MATTER OF:

Served September 16, 2005

PERKINS AMBULANCE AND WHEELCHAIR)	Case No. MP-2005-57
SERVICE, INC., Suspension and)	
Investigation of Revocation of)	
Certificate No. 126)	

This matter is before the Commission on respondent's response to Order No. 8750, served June 1, 2005.

Under the Compact, a certificate of authority is not valid unless the holder is in compliance with the Commission's insurance requirements.¹ Commission Regulation No. 58 requires respondent to insure the revenue vehicles operated under Certificate No. 126 for a minimum of \$1.5 million in combined-single-limit liability coverage and maintain on file with the Commission at all times proof of coverage in the form of a WMATC Certificate of Insurance and Policy Endorsement (WMATC Insurance Endorsement) for each policy comprising the minimum.

Certificate No. 126 became invalid on May 30, 2005, when the \$1.5 million primary WMATC Insurance Endorsement on file for respondent terminated without replacement. Order No. 8750 noted the automatic suspension of Certificate No. 126 pursuant to Regulation No. 58-02, directed respondent to cease transporting passengers for hire under Certificate No. 126, and gave respondent thirty days to replace the expired endorsement or face revocation of Certificate No. 126. Respondent submitted a \$1.5 million primary WMATC Insurance Endorsement on August 22, 2005. The effective date of the new endorsement is July 12, 2005. This means that respondent was without insurance coverage for forty-three days, from May 30, 2005, through July 11, 2005.

Under Commission Rule No. 28, respondent is required to verify that it ceased transporting passengers for hire under Certificate No. 126 as commanded by Order No. 8750. We will give respondent thirty days to verify that it ceased operations as of May 30, 2005. Inasmuch as respondent's general tariff covers service rendered to the general public and to clients of the District of Columbia Department of Health, Medical Assistance Administration (DC Medicaid), respondent's verification shall be corroborated by evidence from

¹ Compact, tit. II, art. XI, § 7(g).

respondent's general business records² and by confirmation from DC Medicaid.

THEREFORE, IT IS ORDERED:

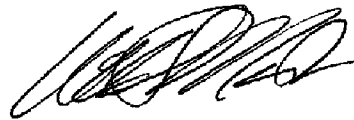
1. That within thirty days from the date of this order, respondent shall verify it ceased operations as of May 30, 2005.

2. That within thirty days from the date of this order, respondent shall submit confirmation from DC Medicaid that respondent ceased operations as of May 30, 2005.

3. That within thirty days from the date of this order, respondent shall produce any and all books, papers, correspondence, memoranda, contracts, agreements, and other records and documents, including any and all stored electronically, that are within respondent's possession, custody or control and which relate to the transportation of passengers for hire between points in the Metropolitan District during the period beginning April 1, 2005, and ending on the date of this order, including, but not limited to any and all:

- a. customer contracts and invoices;
- b. invoices from other carriers;
- c. calendars and itineraries;
- d. bank and payroll records;
- e. insurance documents;
- f. advertising materials;
- g. income tax and personal property returns.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS YATES, MILLER, AND SMITH:



William S. Morrow, Jr.
Executive Director

² See Compact, tit. II, art. XII, § 1(b) (mandating Commission access to carrier records).